

1
2
3
4
5
6
7
8 UNITED STATES DISTRICT COURT
9 SOUTHERN DISTRICT OF CALIFORNIA
10

11 MATT STRONG,

12 Plaintiff,

13 v.

14 FRANCES M. O'REILLY, trustee of the
15 Frances M O'Reilly family trust initially
16 created February 1, 1995, THOMAS
17 KENNY, trustee of the Frances M.
18 O'Reilly Trust Family Trust Initially
Created February 1, 1995, THOMAS
KENNY, ,

19 Defendants.
20

Case No.: 16CV1894 LAB (BGS)

**ORDER DENYING MOTION TO
COMPEL**

21 On November 29, 2017, Defendant Thomas Kenny filed a Motion to Compel
22 seeking to compel Plaintiff Matt Strong to produce documents.¹ (ECF No. 46.)
23 However, Defendant has failed to comply with the undersigned's Chambers' Rules for
24 resolution of a discovery dispute. (Chambers' Rules at 5-7.)

25 ///

26 _____
27
28 ¹ The Motion was accepted under a discrepancy order on December 8, 2017 despite other
deficiencies in the filing.

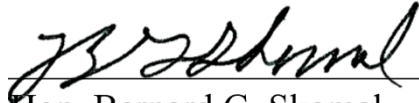
1 First, it is unclear whether Defendant and counsel for the Plaintiff have met and
2 conferred on this issue. (*Id.* at 5.) Second, the parties have not contacted the Court to
3 specifically and succinctly explain the dispute. (*Id.* at 6.) Third, Defendant appears to be
4 attempting to file a formal motion without approval from the Court, which the Chambers'
5 Rules specifically prohibit. (*Id.* at 7 (“Under no circumstances may any party file any
6 motion relating to Rules 26 through 37 and 45, ex parte or otherwise, without complying
7 with the procedure set forth in these chambers rules re: discovery disputes.”).)

8 The Court recognizes that Defendant is proceeding pro se, however, proceeding
9 pro se does not relieve a litigant of their obligation to follow the Federal Rules of Civil
10 Procedure, the Local Rules, and the undersigned’s Chambers’ Rules.

11 The Motion to Compel is **DENIED** with leave to follow the procedures outlined in
12 the Chambers’ Rules for resolution of a discovery dispute.

13 **IT IS SO ORDERED.**

14 Dated: December 8, 2017

15 
16 Hon. Bernard G. Skomal
17 United States Magistrate Judge
18
19
20
21
22
23
24
25
26
27
28